

DOUBTS WEST SIDE TITLES OF CENTRAL

P. S. C. Is Advised by Expert Railroad Wants to Sell Unowned Rights.

COURT DECISION NEEDED

Law School Head Declares Property Worth Millions May Be City's.

Reporting on the titles and rights claimed by the New York Central Railroad along the West Side of the Borough of Manhattan to the Public Service Commission, its sub-committee, Commissioners Hervey and Whitman, makes the sweeping declaration that "nowhere along its right of way does it appear that the railroad has what would be deemed a marketable title" to the real estate it claims to own.

This statement is made on the authority of Harold G. Aron, who for many months has been working on the problem as special and consulting counsel on real property titles. He is head of the Real Estate Department of the New York Law School.

The importance of this assertion lies in the fact that the railroad claims to own real estate valued at millions of dollars, which it has proposed to exchange for title to city-owned property in the working out of the problem for the West Side Improvement.

Transmitting this report to the Board of Estimate yesterday the commission asked that body to refer the title question to the Corporation Counsel with instructions to bring actions to determine whether or not the opinion of Mr. Aron could be upheld.

The commission also asks the board to cooperate with it in securing the enactment of such legislation as will fortify the position of the city and require the railroad company to relocate its route and tracks at the city's expense, as well as to change the grade of its operation.

Court Decision Needed.

"If the conclusions of counsel to the commission as embodied in this report are correct," the sub-committee says, "the company is claiming and enjoying and recently obtained large compensation for the partial relinquishment of enormous valuable privileges on the West Side to which it has no vested property right in fact, and as to which the public right may without great difficulty be reestablished to return to the city."

Neither by contract nor in any other way should the company's claim of rights and titles as to these properties be recognized and the questions have been adjudicated in the courts in proper proceedings instituted for the purpose. If it be true that the railroad company is not destined to return to private ownership and operation it will be less important to overthrow now any claims of title and rights by the company which are based on the fact that the Federal Government may not be called upon to pay the company for anything the railroad has done since 1847. Included in this category are all of the streets and avenues, Twelfth avenue, and land below the original high water mark and to water grants have been made by the city."

No such water grants have been made since 1847. Included in this category are all of the streets and avenues, Twelfth avenue, and land below the original high water mark and to water grants have been made by the city."

In presenting his conclusions Mr. Aron frankly says: "In the absence of judicial determination, it is difficult to define the nature of the title acquired by the railroad company because of the anomalous provisions of its charter and the rights to it. The difficulty is largely one of definition, and in stating my own conclusion I do so with full appreciation of the fact that the title is not clear and may be advanced against it. But against any different theory it seems to me the objections are not only forcible but insurmountable."

However, Mr. Aron makes his report extremely sweeping, declaring: "It is to be deemed a matter of serious doubt whether the city or the railroad owns even those parts of its right of way where water grants have been made, and as to the upland portion of its right of way the land is used only for tracks and roadway and for no other purpose. Even where the deeds do not contain this restriction, the nature of the property interest acquired thereunder is to be deemed limited by the restrictions in the charter of the company."

Situation Favors City.

"The important bearings of this situation are in part that the city is in a position to reestablish at its option the public ownership and plenary public control of much of the railroad and the company's present right of way. It is true, of course, that the city could not disturb the use thereof for tracks and roadway, but it could, by the enactment of 1917 statute unrepelled or unmodified, but should action be taken as recommended with regard to this ordinance, the city would be in a position to take back the land and use it for other purposes, and the city would be in a position to take back the land and use it for other purposes, and the city would be in a position to take back the land and use it for other purposes."

The Mecca Temple band had been jamming in the vicinity of Fifth avenue and Fortieth street for some thirty minutes when the city police arrived. The band, the banker, were just ready to impress upon the large crowd that had gathered the necessity of buying bonds when the rain came down.

It didn't disturb those who had planned the campaign because they were not in the city. The minutes they would have otherwise given to speculating they devoted to completing the details of their drive. A club and from now on speeches and soliciting will be continuous from early morning to late at night, so that none of the group that names by will have a chance to neglect their duty.

Wives of members of the club will sell bonds and will be aided by prominent actresses some of whom will start work to-day at noon. Plans at present call for a big meeting day from noon to 5, to catch the luncheon crowds, and another at 4 to catch shoppers and business folk toward home. There will also be rallies in the evening.

BRENT SENIOR CHAPLAIN.

Former Bishop of Philippines Is Honored by Pershing.

Boston, April 17.—Right Rev. Charles Henry Brent, formerly assistant Episcopal Bishop of the Philippine Islands, has been appointed Major and senior Protestant chaplain of the American Expeditionary Force in France, according to an announcement made tonight by Bishop William Lawrence of the Massachusetts Episcopal Diocese.

Speaking at dinner at the Episcopal Club Bishop Lawrence said he had just been notified of Bishop Brent's appointment, which was made by Gen. Pershing. He was understood that the appointment during his recent visit to the battle front.

LABOR WILL ACCEPT PRESIDENT'S WORD

Opposes 'I. W. W. Employers,' Says Frank Morrison.

BIRMINGHAM, Ala., April 17.—Labor will "accept the word of the President," but not the word of those employers, their representatives in Congress, their newspapers that are always found behind every reactionary move in support of the dollar as against the man," Frank Morrison, general secretary of the American Federation of Labor, declared here today in an address before the Southern Sociological Congress.

"While the demand for the wholesale importation of Chinese and Mexicans and the unrestricted employment of women and children has somewhat subsided," Mr. Morrison said, "labor is still vigilant, and will not yield gains made unless the national security and the success of our military forces are endangered."

"With our country engaged in a war that it may maintain the heritage of our forefathers, organized labor takes its stand with every other American institution and individual. The trade union movement opposes the conception of labor unless wealth is likewise conscripted."

Referring to the Industrial Workers of the World, Mr. Morrison said that "as long as there is I. W. W. employment, the I. W. W. representatives will cease to carry on their agitation because there will be no one to give them a respectful hearing."

SAME COAL PRICE FOR ALL CONSUMERS

President Decides in Favor of Garfield in Dispute Over Railroad Fuel.

WASHINGTON, April 17.—All consumers of coal, whether railroads, large manufacturing interests or households, will fare equally in the price of coal which they buy for fuel during the rest of the year. A decision to this effect was rendered today by President Wilson at the session of the War Council in the White House, to which the controversy raging between the Fuel and Railroad administration and the coal producers was brought for determination.

The President held that the administrative policy under which the Government is paying for coal during the war is paid by the public applies also to the purchase of coal by the railroads while under Government control. His action, which the Fuel and Railroad administration will pay the same price for fuel for their own use that is paid by other consumers.

The President's decision is a vindication of the policy taken by the Fuel and Railroad administration in the conference with the Railroad Administration which, in the absence of Director-General McAdoo, was represented by John Skelton Williams.

The session of the War Council was longer than any held since that body first met in 1917. It was devoted almost exclusively to the coal problem and to the industrial and transportation tangle which has arisen because of coal and railroad fuel shortages. The President's decision was announced at the meeting of the council Mr. Williams conferred with Dr. Garfield, chief of the Fuel and Railroad administration, and the latter's office in effecting the decision. The conference adjourned without any further action. The Fuel and Railroad administration had its original two weeks ago when all existing contracts for the sale of fuel were cancelled and the Fuel and Railroad administration issued that new contracts could be made only with the approval of the administration and at prices in accord with the maximum scale fixed by the Government.

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RAIN DISTURBS FIRST MEETING, BUT MANY OTHERS ARE PLANNED

by Members.

Although the rain swept down Fifth avenue last night when members of the Liberty Loan campaign were getting to start off a Liberty Loan campaign last night, the drizzle failed to check either the spirit or the substance of the property interest acquired thereunder is to be deemed limited by the restrictions in the charter of the company.

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WAGE RAISES ON RAILROADS.

Commission Will Recommend Proposal to McAdoo.

WASHINGTON, April 17.—The Railroad Wage Commission has completed its recommendations for wage increases for railroad employees, and a report will be submitted to Director-General McAdoo upon its return from a Liberty Loan campaign last night.

It is understood the recommendations call for a sliding scale of increases, and that all employees, regardless of union affiliation, will be treated alike. The revision is the most extensive ever undertaken, affecting approximately 2,000,000 persons.

SHIPPED ARMS TO MEXICO.

Steamship Captain Pleads Guilty to Violating Proclamation.

SAFARI, April 17.—Capt. A. R. Paulsen of the steamship Alliance pleaded guilty before United States District Judge Maurice T. Dooling here today to a charge of violating the 1906 law against the shipment of arms from this city to Mexican ports in violation of a Presidential proclamation prohibiting such shipments.

Capt. Paulsen will be sentenced to prison for the violation.

DAIRY PRODUCTS

JAM STOREHOUSES

Mitchell Proposes to Crowell That Excess Be Sent to Army Abroad.

35 BAKERSIES ARE CLOSED

Hoover Asks That No License Be Given to Big Poultry Dealer.

John Mitchell, president of the State Food Commission and chairman of the Federal Food Board, headed a delegation which left for Washington last night to appeal to the Federal Government to take over for shipment abroad the large accumulations of condensed and evaporated milk, butter and cheese with which storehouses in the State are jammed. The delegation will confer today with Assistant Secretary of War Crowell on immediate disposal of these supplies.

The season is now at hand when cows give the greatest quantities of milk and the dairymen are looking for a market for all of it. As long as the condensed milk, evaporated milk, butter and cheese are not sold, they will have to cut down the number of their herds.

At the suggestion of Mr. Mitchell the Federal Food Board and the State Food Commission authorized the President and Commissioner Wilson and Porter to present the case to the War Council.

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BOLSHEVIKI SNUBBED AMERICAN OFFICERS

Delegation of Engineers Back After Futile Voyage.

A CANADIAN PACIFIC PORT, April 17.—Twenty-eight officers of the United States Engineering Corps who were sent to Vladivostok last November to help reorganize Russian railroads arrived here today on a trans-Pacific liner.

The American aid when they reached Vladivostok there was no one to receive them and the Bolshevik authorities were not hospitable. After a stay of three days they left for Japan. During their stay in Vladivostok several Russian officers were killed. As one of the Americans put it, "it appeared as though the Bolsheviks were not interested in the American officers. Any Russian who held a commission was a poor insurance risk and was killed on sight."

WHITMAN SUBMITS BILLS TO MAYOR

Asks His Opinion and Board of Estimate on All Affecting City.

Mayor Hylan received a letter from Gov. Whitman yesterday asking an expression of opinion from the Mayor individually and from the Board of Estimate on those bills affecting the city, but which by virtue of being statewide measures would not come to the Mayor for official approval or disapproval.

The Governor did not specify the particular bills, but the Mayor wrote him last night asking for a list of the bills by number, saying he would be glad to call a special meeting of the Board of Estimate to consider them.

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PLANE PRODUCTION

Aviation Magazine Presents Constructive Criticism of Government Work.

CIVILIAN CHIEF NEEDED Manufacturers Should Have Assurance of Federal Cooperation.

The shouting need for the appointment of a civilian executive in whom may be lodged the entire responsibility for the development of the American air program is one of the principal topics of an article which features the current issue of *Aviation* and *Aeronautical Engineering*. The magazine, published by the National Association of Manufacturers, is discussed from the standpoint of the manufacturer, and recommendations which would speed up production are the result of manufacturers' experience.

Among the production essentials mentioned, in addition to the civilian executive, are the following: Orders should be placed at once for a sufficient number of planes to prevent the closing of productive aircraft plants. A continuing manufacturing program should be maintained without further delay. As matters stand, one of the largest producing aircraft plants will have to close within two weeks for lack of orders.

2. Immediate "go ahead" orders should be given for the completion of a definite number of machines without regard to the cost of the material. It is understood to have no definite orders at the present time, merely tentative orders. Continuing and overlapping orders should be placed so that the work is kept going at full capacity.

3. Changes and improvements where indicated by experience or necessity should be made without delay. The best machines should be decided upon quickly, a schedule laid out and the way cleared for an uninterrupted production of the machines. The number of planes without permitting the incorporation of changes in that lot.

4. Full advantage should be taken of the experienced engineering and production experts of the aircraft manufacturers. Advantages have not been taken in the past. The manufacturers should be given the opportunity to express their views on the production of the machines. The manufacturers should be given the opportunity to express their views on the production of the machines.

5. Substitution of materials of equivalent physical characteristics and strength should be permitted when it is impossible to obtain the material specified in the contract. The manufacturer welcomes the most severe Government inspection—inlets upon it. But he must be permitted to substitute materials of equivalent physical characteristics and strength when it is impossible to obtain the material specified in the contract.

6. Constant flow of reliable information is essential to the production of the machines. The manufacturer usually is given a tentative order for a machine which is understood to be ready for production. He must be permitted to substitute materials of equivalent physical characteristics and strength when it is impossible to obtain the material specified in the contract.

7. Simplification of Government cost accounting methods in the plants, so as to enable the manufacturer to make a technical comparison between Government accounts and the manufacturer's accounts which result in retardation of production.

8. Original American creative work and design should be encouraged in every way.

9. A single responsible lead should be given. The most effective results can be obtained only by placing the entire responsibility for aircraft engineering and production in the hands of one man, who will be able to make quick and final decisions based upon the latest military and civilian aircraft engineering knowledge and military requirements.

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PERSHING ASKS FOR 12,000 SPECIAL MEN

Men of Draft Age in Many Lines Eligible.

Gen. Pershing has sent word to Washington that he has urgent need for 12,000 men qualified for special work.

Men of draft age, who are not in the military service, are requested to apply before April 27 to their local draft boards and there in every likelihood they will be inducted into service within a short time to do military work for which they are fitted. The Government's "want column" consists of:

Airplane inspectors; angle iron smiths; general engine, magneto or ignition auto mechanics and helpers; barmen or waiters; blacksmiths and helpers; boat builders and helpers; boiler makers and helpers; railroad brakemen, flagmen or conductors; bricklayers; buglers; ship, bridge, house and general carpenters; joiners or cabinet makers; painters; auto, truck or tractor chauffeurs; chemists; railroad or general clerks; chemists; commissary storekeepers; concrete formers or workers; crane men; hoistmen, pile drivers or shovel operators; crusher operators engine dispatchers; general surveying, machine design or topographical engineers; electrical, railroad or computing engineers; locomotive engineers and firemen; general electricians; armature winders or wiremen; ship or ship or railroad construction foremen; gractory or jaw crusher foremen; acetylene, hydrogen, oxygen, poison, illuminating, optical or electrical instrument makers and repairmen; telegraph or telephone linemen; general, bench, lathe or railroad machinists and helpers; general mechanical, plumbing, electrical, or other workers; quarry workers and helpers, drill runners, foremen, powdermen or pumpmen; motorcycle, molders; painters; photographers; plumbers; electricians; welders or ship riggers; saddlers or harness makers; sailmakers; tentmakers or other canvas workers; railroad section hands; steamers; sheet iron workers and helpers; solderers or tinmiths; stenographers; topographic or railroad surveyors; general workers; teamsters; telephone operators, and especially those who can speak German; timber cutters; wagon makers; general mechanics; welders; wireless operators; yardmasters or switchmen.

Special Despatch to The Sun. WASHINGTON, April 17.—The War Department issued the following War Order today:

REGULAR ARMY. Infantry. Lieut. Col. Edgar T. Conley, from detail in Adjutant-General's Department and assigned to the 1st Infantry, to be promoted to Major. Lieut. Col. Edgar T. Conley, from detail in Adjutant-General's Department and assigned to the 1st Infantry, to be promoted to Major.

Quartermaster Corps. Col. George F. Downer, with same charge of construction work at Walter Reed General Hospital, District of Columbia, to be promoted to Major.

Philippine Scouts. Promotion of the following: To be Captain—First Lieut. Hugh M. Kimmner, Julius Lindstrom. To be Second Lieut.—Second Lieut. G. L. Smith, M. A. Joyce, Welborn Dent. NATIONAL ARMY.

First Lieut. Norman Stinesaw at Stockholm, Sweden, will report American Military Academy, Fort Belvoir, Ill. Coast Artillery. Appointment of First Lieut. Samuel P. Kidwell to grade of Captain announced.

Appointment of Thomas F. Foley as Captain announced. He will proceed to Washington, D. C., for duty. Appointment of Luther H. Lewis as Major announced. He will proceed to Washington, D. C., for duty.

Appointment of Charles W. Wood as Second Lieutenant announced. He will proceed to Washington, D. C., for duty. First Lieut. William A. Hode to Camp Second Lieut. Roy W. Cox from his present duties to Walter Reed General Hospital, District of Columbia, for duty.

Appointment of Robert D. Koons to Bakery and Post Office, Camp Meade, Md., for duty. Appointment of William H. O'Brien as Major announced. He will proceed to Washington, D. C., for duty.

Appointment of William J. Howland as Captain announced. He will proceed to Washington, D. C., for duty. Appointment of Andrew D. Chidsey, Jr., as Captain announced. He will proceed to Washington, D. C., for duty.

Appointment of Chauncey D. Manley as Second Lieutenant announced. He will proceed to Washington, D. C., for duty. Appointment of Albert Spangler as Captain announced. He will proceed to Washington, D. C., for duty.

Appointment of Alonzo L. Swisher as Second Lieutenant announced. He will proceed to Washington, D. C., for duty. Appointment of William J. Gallagher as Second Lieutenant announced. He will proceed to Washington, D. C., for duty.

Following appointments announced: To be Captain—First Lieut. Charles W. Wood, Jr., from detail in Adjutant-General's Department and assigned to the 1st Infantry, to be promoted to Major.

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